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OFFICE OF PETITIONS

In re Application of	:	
Arnold, et al.	:	
Application No. 09/896,004	:	ON PETITION
Filed: June 29, 2001	:	
Attorney Docket No. ETH-1572	:	

This is a decision on the petition under 37 CFR 1.137(b), filed January 31, 2004, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to timely file a proper response to the final Office action mailed March 29, 2004. This Office action set a shortened statutory period for reply of three months. Applicants filed an amendment on July 1, 2004, made timely by including a Certificate of Mailing dated June 29, 2004. However, by Advisory Action mailed October 18, 2004, applicants were advised that the amendment would not be entered because it failed to place the application in condition for allowance. Accordingly, no further reply with an extension of time having been received, the above-identified application became abandoned on June 30, 2004. A Notice of Abandonment was mailed on December 2, 2004.

With the instant petition, applicants paid the petition fee, made the proper statement of unintentional delay, and filed the required reply in the form of a Request for Continued Examination (RCE) and the submission in the form of an Amendment.

The petition fee of \$1,500 and the RCE fee of \$790 have been charged to Deposit Account No. 10-0750, as authorized.

The application file is being forwarded to Group Art Unit 1616 for consideration of the RCE and the Amendment, both filed January 31, 2005.

Telephone inquiries concerning this decision should be directed to the undersigned at (571)272-3207.

Cliff Congo

Cliff Congo
Petitions Attorney
Office of Petitions